

AN ORDINANCE

05-○ -1461

BY COUNCILMEMBER CLAIR MULLER

AN ORDINANCE TO AMEND PART 15, SECTION
15-08.005 OF THE CITY OF ATLANTA LAND
DEVELOPMENT CODE REGARDING CURVED
STREETS; AND FOR OTHER PURPOSES.

WHEREAS, there is no definition of a curved street within the Code of Ordinances of the City of Atlanta, and therefore no specific guideline as to when Section 15-08.005(d) (3) and (4) of the Code should be applied; and

WHEREAS, there have been failed attempts, legislatively, in the past to define a curved street; and

WHEREAS, lots that are on a curved street have been given the same privileges given to lots on the ball of a cul-de-sac and corner lots; i.e. it reduces the subject lot's required frontage and side lot lines; and

WHEREAS, some subdivisions are being permitted only because the required frontage and side lot lines are being achieved through the "curved street" exception; and

WHERE, some of these "curved streets" are so slightly curved that some subdivisions have come into question and could be challenged.

NOW THEREFORE BE AND IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA AS FOLLOWS:

Section 1. That Section 15-08.005 (d) (3) shall be re-written to read:

- (3) Side lot lines on lots on the ball of a cul-de-sac shall be within 10 degrees of radial to the cul-de-sac, shall have no less than 35 feet of frontage at the street, and shall have the required amount of frontage as is specified within the applicable zoning district regulation at the required front yard setback for that lot.

Section 2. That Section 15-08.005 (d)(4) shall be amended by removing the following words from the first sentence: "and lots on curved streets".

Section 3. That all ordinances or parts of ordinances in conflict with this ordinance shall be repealed.